

IT IS HEREBY ORDERED that the Report and Recommendation of the United States Magistrate Judge is **sustained, adopted** and **incorporated** herein. [Doc. 28]

IT IS FURTHER ORDERED that the decision of the Commissioner denying plaintiff's application for Disability Insurance Benefits pursuant to Title II of the Social Security Act, 42 U.S.C. §§ 401, et seq. and for Supplemental Security Income pursuant to Title XVI of the Social Security Act, 42 U.S.C. § 1381, et seq. is **AFFIRMED**.

An appropriate judgment will accompany this order.

A handwritten signature in cursive script, reading "Charles A. Shaw", written in dark ink.

CHARLES A. SHAW
UNITED STATES DISTRICT JUDGE

Dated this 21st day of August, 2006.